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*[Signature]*

MICHELE WATSON

Commissioner for Patents  
Washington, DC 20231

Date: July 3, 2001  
Docket No: 242/9-1568

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

### UTILITY PATENT APPLICATION TRANSMITTAL (Only for new nonprovisional applications under CFR 1.53(b))

Docket No.:	242/9-1568
Inventor(s):	Roberto VALDUCCI
Title:	ORAL SOLID PHARMACEUTICAL FORMULATIONS WITH pH DEPENDANT MULTIPHASIC RELEASE

J1046 U.S. PTO  
09/898425  
07/03/01

#### APPLICATION ELEMENTS (See MPEP chapter 600 concerning utility patent application contents)

- ☒ 1. Fee Transmittal Form (attachment)
- ☒ 2. Specification, Claims, Abstract [Total pages 24]
- ☐ 3. Formal Drawing(s) (35 USC 113) [Total sheets , Figs. ]
- ☐ Informal Drawing(s) (35 USC 113) [Figs. ] [Total sheets ]
- ☒ 4. Oath or Declaration [Total pages 2 ]
- ☐ Unexecuted Declaration [Total pages ]
- ☒ a. Newly executed (original or copy)
- ☐ b. Copy from a prior application (37 CFR 1.63(d))  
(For continuation/divisional with box 17 completed)
- ☐ I. DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named  
in the Prior application see 37 CFR 1.63(d)(2) & 1.33(b).
- ☐ 5. Incorporation by Reference (useable if Box 4b is checked)  
The entire disclosure of the prior application, from which a copy of the oath  
or declaration is supplied under Box 4b, is considered as being part of the  
disclosure of the accompanying application and is hereby incorporated by  
reference therein.
- ☐ 6. Microfiche Computer Program (Appendix)

- ☐ 7. Nucleotide and/or Amino Acid Sequence Submission (If applicable, all necessary)
- ☐ a. Computer Readable Copy
- ☐ b. Paper Copy (identical to computer copy)
- ☐ c. Statement verifying identity of above copies

### ACCOMPANYING APPLICATION PARTS

- ☐ 8. Assignment Papers (cover sheet (PTO-1595) and document(s))
- ☐ 9. 37 CFR 3.73(b) Statement (when there is a assignee) ☐ Power of Attorney
- ☐ 10. English Translation Document (if applicable)
- ☐ 11. Information Disclosure Statement (IDS) and PTO-1449 ☐ Copies of IDS citations (refs. )
- ☒ 12. Preliminary Amendment
- ☒ 13. Return Receipt Postcard (MPEP 503) (should be specifically itemized)
- ☒ 14. **Small Entity Statement ENCLOSED** ☐ Statement filed in prior application, Status still proper and desired
- ☐ 15. Certified Copy of Priority Document(s): (if foreign priority is claimed)
- ☒ 16. Other: Priority claimed Italian Patent Appl. No. mi2000A 001603 filed JuLY 14, 2000;
- ☐ 17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment:  
☐ Continuation ☐ Divisional ☐ Continuation-In-Part (CIP)  
of prior application No. \_\_\_\_\_

Prior application information: Examiner \_\_\_\_\_ Group: \_\_\_\_\_

- ☒ 18. **CORRESPONDENCE ADDRESS**

Please direct all communications to William J. Sapone, Esq. at the offices of Coleman Sudol Sapone P.C.  
708 Third Avenue, New York, NY 10017 (212) 679-0090.

Respectfully requested.  
Coleman Sudol Sapone P.C.

By: \_\_\_\_\_

William J. Sapone - Reg. No. 32,518  
Attorney for Applicant(s)

July 3, 2001  
708 Third Avenue  
New York, NY 10017  
Tel. (212) 679-0090

(Attachment)

**Fee Transmittal Form**

0989425-070301

# Fee Transmittal Form

Docket No.:	242/9-1568
Inventor(s):	Roberto VALDUCCI
Title:	ORAL SOLID PHARMACEUTICAL FORMULATIONS WITH pH DEPENDANT MULTIPHASIC RELEASE

THE FILING FEE HAS BEEN CALCULATED AS SHOWN BELOW:

	Claims filed		Extra	SMALL \$ 355.00	LARGE \$ 710.00	AMOUNT \$ 710.00
Total Claims	20	Minus 20	0	x \$ 09.00	x \$ 18.00	\$ .00
Independent	1	Minus 03	0	x \$ 40.00	x \$ 80.00	\$ .00
Multiple dependent claim fee				+ \$ 135.00	+ \$ 270.00	\$ .00
( ) Non-English specification 37 C.F.R. 1.17(k) fee (+ \$130.00)						\$ .00
ASSIGNMENT						\$ .00
FEE DUE:						\$ 710.00

- [X] A check in the amount of **\$710.00** is enclosed.  
 The Commissioner is hereby authorized to charge any additional fees required with this submission or to credit any overpayment to Deposit Account No. 04-0838.
- a. ☒ Fees required under 37 C.F.R. 1.16.
  - b. ☒ Fees required under 37 C.F.R. 1.17.
  - c. ☐ Fees required under 37 C.F.R. 118.

Respectfully submitted,  
 Coleman Sudol Sapone P.C.

July 3, 2001  
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 WJS/bc  
 (1bcapp00)

By:   
 William J. Sapone - Reg. No. 32,518

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